

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ALEXSAM, INC.

Plaintiff,

v.

CIGNA CORPORATION, CIGNA HEALTH
AND LIFE INSURANCE COMPANY,
CONNECTICUT GENERAL LIFE
INSURANCE COMPANY, and CIGNA
HEALTHCARE OF TEXAS, INC.,

Defendants.

Case No. 2:20-cv-00081

LEAD CASE

ALEXSAM, INC.

Plaintiff – Counterclaim Defendant,

v.

UMB FINANCIAL CORP. and
UMB BANK, N.A.,

Defendants – Counterclaim Plaintiffs.

Case No. 2:20-cv-00082

Consolidated Case

JOINT MOTION TO STAY THE LEAD CASE

Plaintiff AlexSam, Inc. (“AlexSam”) and Defendants Cigna Corporation, Cigna Health And Life Insurance Company, Connecticut General Life Insurance Company, And Cigna Healthcare Of Texas, Inc. (collectively, “Cigna Defendants”) (all collectively, “Parties”), hereby file this Joint Motion to Stay the Lead Case. In light of the Magistrate Judge’s Report and Recommendation (Dkt. No. 218; “R&R”), the Parties seek a stay of all case deadlines in order to allow AlexSam to file its Objection to the R&R, which is due after the continued pretrial hearing

and the current trial setting.¹ In order to avoid the costs and expense in further preparing for the upcoming case activities, the Parties respectfully request that the Court stay the Lead Case until the Court decides AlexSam's Objection to the R&R, which will be filed within the allowed 14-day period.

Date: September 22, 2021

Respectfully submitted,

By: /s/ Jacqueline K. Burt

Jacqueline K. Burt (GA 425322)*

Jonathan R. Miller (GA 507179)*

Travis E. Lynch (GA 162373)*

HENINGER GARRISON DAVIS, LLC

3621 Vinings Slope – Suite 4320

Atlanta, Georgia 30339

Telephone: (404) 996-0861, -0863, -0867

Facsimile: (205) 547-5502, -5506, -5515

Email: jburt@hgdllawfirm.com

Email: jmiller@hgdllawfirm.com

Email: tlynch@hgdllawfirm.com

W. Lee Gresham, III*

HENINGER GARRISON DAVIS, LLC

2224 1st Avenue North

Birmingham, Alabama 35203

Telephone: (205) 326-3336

Facsimile: (205) 326-3332

Email: lee@hgdllawfirm.com

Steven W. Ritcheson*

INSIGHT, PLC

578 Washington Blvd. #503

Marina del Rey, California 90292

Telephone: (424) 289-9191

Facsimile: (818) 337-0383

Email: swritcheson@insightplc.com

William Cornelius*

**WILSON, ROBERTSON & CORNELIUS,
P.C.**

¹ The continued pretrial hearing is currently set for September 27, 2021 and jury selection is currently set for October 4, 2021.

One American Center
909 ESE Loop 323, Suite 400
Tyler, Texas 75701
Telephone: (903) 509-5004
Facsimile: (903) 509-5091
Email: wc@wilsonlawfirm.com

For Plaintiff, AlexSam, Inc.

* admitted to practice in E.D. Tex.

By: /s/ Ricardo Bonilla#

Neil J. McNabney (TX 24002583*)
David B. Conrad (TX 24049042)*
Ricardo Bonilla (TX 24082704)*
Lance Wyatt (TX 24093397)*
Sarika N. Patel (TX 24073520)*
FISH & RICHARDSON P.C.
1717 Main Street, Suite 5000
Dallas, Texas 75201
Telephone: (214) 747-5070
Facsimile: (214) 747-2091
Email: mcnabney@fr.com
Email: conrad@fr.com
Email: rbonilla@fr.com
Email: wyatt@fr.com
Email: patel@fr.com
Email: tripathi@fr.com

Veena V. Tripathi **
FISH & RICHARDSON P.C.
60 South 6th Street, Suite 3200
Minneapolis, Minnesota 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696
Email: tripathi@fr.com

Attorneys for Cigna Defendants (Case No. 2:20-cv-00081-JRG-RSP)

* admitted to practice in E.D. Tex.

** admitted pro hac vice

e-signed with express permission

CERTIFICATE OF SERVICE

I hereby certify that on September 22, 2021, I electronically served the above document to all counsel of record via e-mail.

/s/ Jacqueline K. Burt
Jacqueline K. Burt, Esq.

CERTIFICATE OF CONFERENCE

I certify that counsel for the Parties have met and conferred on this Joint Motion pursuant to Local Rule CV-7(h), and that this Joint Motion is unopposed.

/s/ Jacqueline K. Burt
Jacqueline K. Burt, Esq.